IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M. JOSEPH

TUESDAY, THE 17TH JULY 2007 / 26TH ASHADHA 1929

WP(C).No. 17973 of 2007(M)

PETITIONER:

K. VIJAYAN,
S/O. SIVASANKARAN, KUZHIKKATTIL HOUSE,
KODAKKAD POST.

BY ADV. SRI. P. PARAMESWARAN NAIR
SMT.SREELATHA PARAMESWARAN NAIR
SRI.K.R.KURUP
SRI.SUDEESH KUMAR RAMAKRISHNA
SRI.SUNIL KUMAR A.G

RESPONDENTS:
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1. **THE MALAPPURAM DISTRICT CO-OPERATIVE BANK LTD., PARAPPANANGADI BRANCH, MALAPPURAM, REPRESENTED BY ITS SECRETARY.**

2. **THE MANAGER,**
   MALAPPURAM DISTRICT CO-OPERATIVE BANK LTD.,
   PARAPPANANGADI BRANCH,
   MALAPPURAM.

R1& R2 BY ADV. SRI. U.K. RAMAKRISHNAN
SRI. P.V. LOHITHAKSHAN
SMT. P. VIJAYAMMA
SRI. V. KRISHNA MENON

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 17/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 17973 of 2007(M)

A P P E N D I X

PETITIONER'S EXHIBITS:

EXT. P1	**:**	**COPY OF THE NOTICE RECEIVED BY THE PETITIONER ON 23/02/2007 FROM THE 1ST RESPONDENT.**

// True Copy //

P.A. to Judge.

sv

K.M.JOSEPH, J.

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W.P.(C).No. 17973 OF 2007

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Dated this the 17th day of July, 2007

JUDGMENT

Petitioner availed a loan from the first respondent which he could not repay. Recovery steps were taken.

2. I heard learned counsel for the petitioner and the learned counsel for the Bank.

3. Learned counsel for the petitioner submits that petitioner may be permitted to pay off the entire amounts in easy instalments. The writ petition is disposed of as follows:

Recovery steps against the petitioner will be kept in abeyance on condition that the petitioner pays off the entire amount due with interest in six equal monthly instalments, the first of which shall be payable on or before 10/08/2007. Petitioner is to pay the succeeding instalments on or before the 10th of every succeeding months. The bank will serve a statement on the petitioner showing the exact amount of instalments payable by the petitioner within two weeks from

today. If the petitioner does not pay any of the instalments as aforesaid, it is open to the respondent Bank to proceed against the petitioner in accordance with law. If the petitioner continues to pay the instalments, proceedings will not be enforced against him.

(K.M.JOSEPH, JUDGE)

sv.

(K.M.JOSEPH, JUDGE)

sv.

(K.M.JOSEPH, JUDGE)

sv.